

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF MONTANA
Case No. DA 09-0578

HERMAN GONZALES; FAWN LYONS; KEN LAUDATO; LAWRENCE WALKER; GARY MANSIKKA; GARY GALETTI; GREG WHITING; MARVIN KRONE; RICHARD BLACK; JIM KELLY; CHRIS SOUSLEY, and all others similarly situated,

Plaintiffs and Appellees,

-VS-

MONTANA POWER COMPANY; NORTHWESTERN CORPORATION, a Delaware corporation; NORTHWESTERN CORPORATION, a Delaware corporation, as a reorganized debtor, subsequent to its plan confirmation, hereinafter referred to as NOR; NORTHWESTERN CORPORATION d/b/a NORTHWESTERN ENERGY; PUTMAN AND ASSOCIATES, INC., a Montana corporation; and JOHN DOES II and III and JOHN DOES IV thru XX,

Defendants and Appellants.

SELECTION OF MEDIATOR

COME NOW the parties and advise that they have stipulated to and selected Tracy Axelberg, Esq., as mediator for purposes of complying with the requirements of M.R. App. P. 7(4)(C).

FILED

NOV 2 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

DATED this ____ day of October, 2009.

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Lon J. Dale

9219/3 (kwp)

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